

# EXHIBIT D

**UNITED STATES of AMERICA**

**VS**

**METHODIST LE BONHEUR HEALTHCARE, et al.**

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**TIM SMITH**

**March 21, 2023**



**Jeannie Chaffin, LCR**

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
1 relevant to the opinions you're offering in  
 2 this matter?  
 3 **A. Not currently. I am the chair of a new**  
 4 **organization that is going to be -- that is**  
 5 **currently now offering a compensation valuation**  
 6 **credential. It's the only thing in the**  
 7 **industry. I'm the chair of the credential**  
 8 **committee.**  
 9 Q. Okay. So that may be a new accreditation  
 10 that's available in the future?  
 11 **A. Yes, that will be coming. But I**  
 12 **currently -- no one currently has. We haven't**  
 13 **even done all the training yet. That's what**  
 14 **I've got to work on next week, actually.**  
 15 Q. As of -- as of now there are no  
 16 accreditations that you hold beyond the ABV  
 17 accreditation relevant to this matter?  
 18 **A. Yes.**  
 19 Q. You haven't attended law school?  
 20 **A. No.**  
 21 **Q. And don't hold yourself out as a legal**  
 22 **expert, correct?**  
 23 **A. That's correct.**  
 24 Q. And you don't hold any compliance  
 25 certifications?

1 **A. No, I don't.**  
 2 Q. There are -- you're aware that there are  
 3 various compliance certifications that are --  
 4 that are available, correct?  
 5 **A. Yes.**  
 6 Q. And you don't hold any of those?  
 7 **A. No.**  
 8 Q. Did you go to work at HCA after you left  
 9 Arthur Andersen?  
 10 **A. No.**  
 11 **Would you like for me to give my**  
 12 **employment history from Arthur Andersen to --**  
 13 Q. I'll take the answer of no --  
 14 **A. Okay.**  
 15 Q. -- for now.  
 16 You worked at HCA from 1994 through  
 17 2008?  
 18 **A. Yeah. So here's -- here's the full story**  
 19 **of that. So I initially was -- I was a temp**  
 20 **that worked for a company called Medical Care**  
 21 **America. That started roughly in May of 1994.**  
 22 **Medical Care America was a surgery-center**  
 23 **company. That was bought out subsequently that**  
 24 **fall -- September, October -- by what was**  
 25 **Columbia. Columbia then merged with HCA,**

1 **became Columbia/HCA. And as part of that, I**  
 2 **worked -- I continued working for Medical Care**  
 3 **America then through that. Now -- then through**  
 4 **Columbia/HCA.**  
 5 Q. What positions did you hold when you were  
 6 working at HCA? What were your titles?  
 7 **A. Yeah. Well, if I may, just one other --**  
 8 **to be clear. I want to be clear. So I was an**  
 9 **independent contractor up until -- I think I**  
 10 **became an employee roughly in January of**  
 11 **twenty -- no. 1997. And then I was an**  
 12 **employee through, I think, the end of August of**  
 13 **2008.**  
 14 Q. Okay.  
 15 **A. Returning to your question: So I**  
 16 **originally started as an analyst working for a**  
 17 **guy at Medical Care America who was working on**  
 18 **development deals for physician practices and**  
 19 **IPAs. They were dabbling in that area outside**  
 20 **of surgery centers. So I was his analyst who**  
 21 **was analyzing those deals.**  
 22 Q. What positions did you hold at HCA after  
 23 the analyst position?  
 24 **A. So my title -- as I recall, my title when**  
 25 **I was an employee during that whole period was**

1 **manager of development.**  
 2 Q. Okay.  
 3 **A. I think was my title. I don't know if it**  
 4 **got bumped up to director of development. I**  
 5 **can't recall at the moment.**  
 6 Q. Okay.  
 7 **A. But I was in the development department.**  
 8 Q. During the time you were at HCA?  
 9 **A. Yes.**  
 10 Q. Okay. In your report you note that you  
 11 also served as an ethics and compliance  
 12 officer. Was that a formal title that you held  
 13 at HCA?  
 14 **A. That was a designation. My recollection**  
 15 **of that is that it was a designation that**  
 16 **certain people had. And this emerged post-CIA.**  
 17 **As you know, HCA -- or I assume you know, HCA**  
 18 **was under CIA from about early 2001 through --**  
 19 **I think it went through 2007 with the**  
 20 **United States. And as part of that --**  
 21 **obviously they had a CIA -- CIA means corporate**  
 22 **integrity agreement. Those are common in**  
 23 **settlements.**  
 24 **HCA had to develop a rather robust,**  
 25 **detailed, highly formal structure for**

I, TIM SMITH, having read the foregoing deposition, Pages 1 through 328, do hereby certify said testimony is a true and accurate transcript, with the following changes (if any):



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E R R A T A P A G E

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\_\_\_\_\_  
TIM SMITH

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